

WEST NOTTINGHAM TOWNSHIP
Board of Supervisor's Meeting Minutes
Tuesday, December 26, 2017

Chair Tiffany Bell called the meeting to order at 7:00 p.m. The pledge of allegiance was followed by a moment of silence.

The following were in attendance: Tiffany Bell, William Winand, Don Armstrong, Anita Bower, and David Ross.

AGENDA COMMENTS

Mr. Armstrong requested an update on the Oxford Area Sewer Authority (OASA). Mrs. Miller said she would provide an update during Committee Reports. Mr. Ross requested to speak to the Glenroy Farm Agricultural Security Area application. Mr. Armstrong also asked about the lumber company coming in to timber in the park. Mrs. Miller said she hasn't heard anything; she will contact Owen Prusack and report at the next meeting.

COMMITTEE REPORTS

Mrs. Miller reported that during the OASA meeting last Wednesday, the solicitor informed the board members that Oxford Borough is proceeding with eminent domain to take the parking spaces and property behind the OASA building. Back in August, Vince Pompo, OASA solicitor, and David Busch, OASA director, met with representatives of Oxford Borough to discuss the parking garage project. It was at this meeting that the OASA informed Manager Brian Hoover that the OASA owned spaces in the parking lot behind the building. Mr. Hoover offered the OASA \$5000 for the spaces. Mr. Busch said he wasn't looking to sell the parking spaces. In exchange for the parking spaces, he proposed guaranteed parking spaces in the garage as long as the OASA owns the building; if the building is sold, then the new occupant would have the opportunity to purchase parking permits for up to a certain number of spots to be determined later. Mr. Busch said he never heard another word from anyone at Oxford Borough until Mr. Pompo called to tell him about the eminent domain proceedings. A member from the Borough Council alleged that they had to move forward with eminent domain because of deadlines with the grant. Mr. Pompo said that because the sewer authority is a municipal authority, we are a public entity and the law prohibits municipalities taking public property. The OASA board authorized the solicitor to file preliminary objections. Mr. Armstrong said there was an article in the Chester County Press. Mrs. Miller said she didn't think anyone from the OASA had been interviewed. She said Mr. Busch saw the article, called the Solicitor and he reached out to the Borough Solicitor who ended up leaving a voicemail message for him confirming the decision of Borough Council to move forward with eminent domain proceedings. Mrs. Miller also reported that the OASA voted to enter into an agreement of sale with the developers who own the sewer pipe which runs from the old ACME to Jack's Plumbing. She said there are provisions in the agreement which protect the OASA in the event they decide not to purchase. She said there is still some work to do to find out if the line will support the line the CWA is going to install. She said she would bring in a copy of the agreement for the files. Mrs. Bell wanted to know if anyone along Old Baltimore Pike had approached the CWA or OASA about hooking up to the line. Mrs. Miller said not to her knowledge. Mrs. Bell asked about the debt service payment for the past due amount and whether anything new has developed. Mrs. Miller said the OASA is working to sell both properties. She said the Board received a copy of a letter from Senator Toomey's office which included a response from the USDA to Senator Toomey regarding the situation. The letter said the USDA might be willing to renegotiate the loan term but there was a current work out plan and there was no need to do anything at this time. Mr. Busch said that the USDA had never indicated to him that the

load could be refinanced or re-amortized. As of right now, the OASA is moving forward with the work out plan sent to the municipalities in the fall. Mr. Ross pointed out that the eminent domain situation could tie up the property in litigation for some time; how do you sell a building when it is tied up in litigation? Mrs. Miller pointed out that the litigation is going to affect the timeline of the Borough as well.

APPROVAL OF MEETING MINUTES

Minutes from the December 12, 2017 Supervisors Meeting: Mrs. Bell moved to approve the minutes from the December 12, 2017 supervisors meeting. Mr. Winand seconded the motion. Mrs. Bell and Mr. Winand voted in favor of the motion. Mrs. Miller recused herself from the vote because she wasn't at the meeting. Motion carried.

EXECUTIVE SESSIONS

No executive sessions were held since the last meeting.

OLD BUSINESS

There was no old business.

NEW BUSINESS

CWA Permit Conditions: Mr. Winand moved to approve the permit conditions for the Chester Water Authority waterline project and to authorize the Zoning Officer, Scott Moran, to issue the permit and approved conditions pending his review and approval of the application. Mrs. Miller seconded the motion. Motion carried unanimously.

Grant Collaboration: Mrs. Bell moved to collaborate with East Nottingham Township on a joint grant to pay for hydrants along the waterline being installed by Chester Water Authority. Mr. Winand seconded the motion. Motion carried unanimously. Mrs. Miller said Bob Mills and Diane Smith are going to tie Stoneyfield Estates into public water and they are going to put a fire hydrant at the entrance. Mrs. Bell is going to talk to Ed Herr about a fire hydrant near the UFC Substation.

Transfer to Equipment Fund: Mr. Winand moved to authorize the Treasurer to transfer \$29,777 from the Liquid Fuels fund to the Equipment Fund. Mrs. Bell seconded the motion. Motion carried unanimously.

Transfer to Emergency Services Fund: Mr. Winand moved to transfer \$870.20 from the general fund to the Emergency Services Fund. Mrs. Bell seconded the motion. Motion carried unanimously. Mrs. Bell noted that this transfer represented the proceeds from the Color Fun Run and Silent Auction during the Nottingham Country Fair.

Glenroy Farms ASA: Mr. Ross reported that the 1.1 acres owned by Glenroy Farms is adjacent to other parcels that are currently being considered by East Nottingham Township and Lower Oxford Township. He said that Glenroy Farms has other properties in the township's ASA. He listed several other tax parcels owned by Glenroy Farms; those parcels were not in the township's ASA. Mrs. Miller said she would get the ASA application submitted in East Nottingham Township from their secretary. Mr. Ross is going to contact John Goodall of the Brandywine Conservancy and tell him that the other properties owned by Glenroy Farms are not in the ASA.

FINANCIAL REPORTS

Treasurer’s Report: Mrs. Bell moved to approve the Treasurer’s Report for the period ending November 30, 2017. Mr. Winand seconded the motion. Motion carried unanimously.

Reconciliation Report: Mrs. Bell moved to approve the Reconciliation Report for the General Fund checking account at Meridian Bank for the period ending November 30, 2017, subject to audit. Mr. Winand seconded the motion. Motion carried unanimously.

General Fund Bills List: Mr. Winand moved to approve the General Fund bills list for the period December 13 - 26, 2017, subject to audit. Mrs. Bell seconded the motion. Motion carried unanimously.

ANNOUNCEMENTS

The Supervisors will hold their Organization Meeting on Tuesday, January 2 at 6:30 p.m.

PUBLIC COMMENT

Mr. Winand said he would come in sometime this week to talk to the Road Master about the generators.

ADJOURNMENT

Mrs. Bell moved to adjourn the meeting at 7:39 p.m. Mr. Winand seconded the motion. Motion carried unanimously.

Respectfully Submitted,

Candace Miller
Secretary/Treasurer